June 20, 2016

MINUTES OF THE REGULAR MEETING OF THE LA SALLE CITY COUNCIL HELD IN THE COUNCIL CHAMBERS, 745 SECOND STREET, LA SALLE, IL. 7:00 P.M., Monday, June 20, 2016

### **CALL TO ORDER**

The meeting was called to order at 7:00 p.m.

## PLEDGE OF ALLEGIANCE

A moment of silence was held for the victims of the recent terrorist attack in Orlando, Florida.

## **ROLL CALL**

**Present**- Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider **Excused Absence**: Alderman Duncan

A quorum was present.

Moved by Alderman Lavieri and seconded by Alderman Herndon to open the Public Hearing regarding the petition and request of Kildare LLC for annexation and consideration and approval of potential annexation agreement regarding premises commonly known as 800 feet southwest of 534 N. 29th Road and 1600 feet northeast of 2828 E. 509th Road, La Salle, Illinois and related matters. (Parcel # 18-12-104-000)

**ROLL CALL**: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Mr. Steven Shuster manager of Kildare, LLC thanked the council for allowing him to speak. Mr. Shuster explained that over the years his company has acquired 310 acres in the NE quadrant of I-39 and Route 6. To make that assemblage, five or six real estate purchases were made. This 17 acre triangular parcel was formerly the Knaff farm and for some reason was overlooked when other parcels were annexed. The plans are to develop the property for warehousing and distribution centers.

Attorney McPhedran reported that the Planning Commission met earlier to consider the request for rezoning of this parcel to M-1 and agreed to recommend the zoning change subject to provisions that the property will not be used for multiple family housing or as an auto salvage yard. Alderman Herndon asked Attorney McPhedran if the M-1 zoning also includes commercial uses. Attorney McPhedran indicated that because of our step zoning, it could be used as commercial or residential, exluding R-4 multiple family housing.

There were no questions or concerns from the council or the public.

Moved by Alderman Lavieri and seconded by Alderman Herndon to close the Public Hearing. **ROLL CALL**: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider NAY: None Absent: Alderman Duncan Abstain: None **Motion Carried 7-0** 

# **APPROVAL OF MINUTES**

Moved by Alderman Demes and seconded by Alderman Reynolds that the minutes of the regular City Council meeting held on Monday, June 6, 2016 are accepted and placed on file. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

## **PETITIONS**

Moved by Alderman Schneider and seconded by Alderman Reynolds to grant the request from Philip Dingerson on behalf of the La Salle Peru Township High School Band Parent Association to conduct its annual door-to-door candy sale on September 6, 2016 from 5:00 p.m. until 8:00 p.m. and related matters. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

Moved by Alderman Herndon and seconded by Alderman Schneider to grant the requests of Special Olympics of Illinois Area 16 and Illinois Valley PRIDE Association for a 2016 Raffle License. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

Moved by Alderman Lavieri and seconded by Alderman Herndon to grant the request from Ameren Illinois to break ground at 1445 Chartres Street to retire gas service. Each and every alderman has a copy. Voice vote, all ayes. Motion carried.

Moved by Alderman Demes and seconded by Alderman Herndon to grant the request from DishOne Satellite L.L.C. for a Solicitor's Permit and related matters. Each and every alderman has a copy. Voice vote, all ayes. Motion carried.

## **REPORTS OF CITY OFFICERS**

Moved by Alderman Ptak and seconded by Alderman Lavieri to accept and place on file the Treasurer's Report for May 2016 showing total balance in La Salle State Bank of \$6,315,736.47 and in Hometown National Bank of \$52,284.56. Each and every alderman has a copy. Voice vote, all ayes. Motion carried.

Moved by Alderman Herndon and seconded by Alderman Demes to accept and place on file the Monthly Police Income Report for May 2016 showing total fees collected of \$6,891.84. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

## **COMMUNICATIONS**

Moved by Alderman Ptak and seconded by Alderman Lavieri to accept and place on file the Illinois Department of Revenue Report showing sales tax collected for March 2016 of \$74,594.31 and referendum approved sales tax of \$32,206.24 for a total of \$106,800.55. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

#### **BIDS**

Moved by Alderman Ptak and seconded by Alderman Reynolds to accept the low bid of Opperman Construction Company for the St. Vincent Lift Station Project. Each and every alderman has a copy. **ROLL CALL:** AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Bids: Opperman Construction Company \$146,418. Morrison Construction \$209,953

Moved by Alderman Herndon and seconded by Alderman Schneider to accept the low total bid of Gasvoda & Associates, Inc. of \$328,069 which includes the base plus alternate for the WWTP Blower and Fine Bubble Aeration Equipment Procurement and related matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Bids: Gasvoda and Associates, Inc. \$328,069 APG Neuros \$456,535 SSI Aeration \$30,749 (bid was rejected because bid requirements were not met)

Moved by Alderman Schneider and seconded by Alderman Demes to accept the low bid of Wenzel Concrete totaling \$9, 811.13 for demolition of premises at 1027 and 1031Second Street subject to entering into an agreement that complies with all laws including Prevailing Wage and insurance requirements. Each and every alderman has a copy.

**ROLL CALL**: AYE: Mayor Grove, Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Bids: Wenzel Concrete \$9,811.13, Otterbach Excavating \$17,000, Glynn Demoliton \$19,700

Attorney McPhedran indicated that as a point of information six votes are required to pass because this was not done through a formal bidding process. The Mayor added that the owner of this property either needs to pay the City for the demolition fees or a lien will be placed on the property. Chris Covert indicated the demolition should be completed by the weekend.

Moved by Alderman Demes and seconded by Alderman Ptak to accept the low bid of Glynn Demoliton totaling \$21,463 for demolition of premises at 330 Third Street subject to entering into an agreement that complies with all laws including Prevailing Wage and insurance requirements. Each and every alderman has a copy.

**ROLL CALL**: AYE: Mayor Grove, Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Bids: Glynn Demoliton \$21,463 Otterbach Excavating \$21,500, Pinter General Contracting \$34,969

### **STANDING COMMITTEES**

Moved by Alderman Schneider and seconded by Alderman Herndon to accept the recommendation of the Public Grounds and Real Estate Committee to place signage at Prairie Lake that reads "No Ice Fishing" and "No Boats Allowed on the Lake."

**ROLL CALL:** AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

The issue regarding fishing at Prairie Lake will be further discussed once information is obtained from IDNR. In addition, Alderman Schneider stated that in regard to people trespassing on private property to access the lake, the Police Department has the full support of the council to issue tickets to tresspassers.

### **SPECIAL COMMITTEES**

Moved by Alderman Ptak and seconded by Alderman Reynolds to accept the recommendation of the Planning Commission to grant the request for rezoning to M-1 for premises located 800 feet southwest of 534 N. 29th Road and 1600 feet northeast of 2828 E. 509th Road, La Salle, Illinois and related matters. (Parcel # 18-12-104-000) Each and every alderman has copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

## **APPOINTMENTS**

Moved by Alderman Herndon and seconded by Alderman Lavieri to accept the Mayor's appointments to the Board of Police and Fire Commissioners.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Appointments to the Board of Police and Fire Commissioners: John Balestri to 2017 Tom Pigati to 2018 Dick Martuzzo to 2019

## **OLD BUSINESS**

Moved by Alderman Demes and seconded by Alderman Reynolds to approve the authorization of Amendment Number 1 to the original Professional Services Agreement between the City of La Salle and Clark Dietz, Inc. executed on April 22, 2014 for the Blower Replacement project. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Alderman Schneider mentioned that last meeting the council authorized a Tag Day collection for the Dad's for Diabetes group and he had expressed concern that this group in the past few years have not respected our 10 a.m. to 2 p.m. hours. In respect to the promise made to neigbor's in the area of 11<sup>th</sup> and Bucklin, Alderman Schneider stated that he will not be voting to approve this collection next year. He asked that other groups who collect respect the times set up by the City. Mayor Grove stated that many communities do not allow intersection collections, so he, too, asked that groups are respectful of the city's guidelines.

### **NEW BUSINESS**

Mayor Grove explained that the developer in the former train depot has plans to enhance the streetscape and the building and has requested that Canal Street be vacated from the entrance of our waste water treatment plant to First Street. Mayor Grove indicated he will provide the aldermen with architectural plans for the building. Brief discussion followed and it was suggested that if we move forward with the vacation some parameters must be established. City Engineer Brown stated that we also need to research easements and suggested that the road not be vacated but possibly just closed. It was agreed to begin the process of investigating all of these factors and options.

Moved by Alderman Demes and seconded by Alderman Bacidore to begin the process of vacating the portion of Canal Street from the wastewater treatment plant to First Street.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

## **ORDINANCES AND RESOLUTION**

Moved by Alderman Herndon and seconded by Alderman Schneider to approve **Ordinance 2641**- An Ordinance approving and authorizing the execution of an Annexation Agreement between the City of La Salle and Kildare LLC, Inc. and related matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Ordinance 2641: An Ordinance approving and authorizing the execution of an Annexation Agreement between the City of La Salle and Kildare LLC, Inc. and related matters.

Moved by Alderman Schneider and seconded by Alderman Herndon to approve **Ordinance 2642**: An ordinance Annexing Certain Territory to the City of La Salle and related matters. (Kildare, LLC) Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Ordinance 2642: An ordinance Annexing Certain Territory to the City of La Salle and related matters. (Kildare, LLC)

Moved by Alderman Herndon and seconded by Alderman Schneider to approve **Ordinance 2643**: An Ordinance authorizing Zoning Changes within the City of La Salle, La Salle County, Illinois and related matters. (Kildare, LLC) Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Ordinance 2643: An Ordinance authorizing Zoning Changes within the City of La Salle, La Salle County, Illinois and related matters. (Kildare, LLC)

### **COMMENTS**

Mayor Grove reminded the public that the Illinois Department of Agriculture will be spraying for the Gypsy Moth on Monday, June 27. The next City Council meeting will be on Tuesday, July 5. Mayor Grove thanked all involved with the Kid's Fishing Tournament at the Canal. He added that Celebrate La Salle begins on Thursday, June 23 and runs through Sunday, June 26. This past week local churches held their annual Hope Week and repainted the parking garage on Canal Street as well as painting shelters at Hegeler Park. Mayor thanked those who have worked to make the pool and parks look nice. Mike Kasap thanked the council for the assistance with the Rotary Park Foundation's recent Music and Arts event held at Rotary Park. Clerk Brown reminded the public of the parade on July 4 at 11 a.m.

7:42 p.m. Moved by Alderman Schneider and seconded by Alderman Lavieri to recess regular session and enter Executive Session regarding pending and/or potential imminent litigation and related matters: Collective bargaining and related matters, and acquisition and/or sale of city real estate and related matters and the employment, appointment, performance and/or compensation of non-union personnel and related matters pursuant to the Open Meetings Act including 5-ILCS 120 Section 2(c)1-3,5,6,and 11 thereof.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

## **ROLL CALL**

Present- Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider Excused Absence: Alderman Duncan, Mayor Grove

**9:01 p.m.** Moved by Alderman Lavieri and seconded by Alderman Reynolds to appoint Alderman Tom Ptak as Mayor Pro-Tem for the remainder of Executive Session.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan, Mayor Grove Abstain: None

**Motion Carried 7-0** 

Moved by Alderman Lavieri and seconded by Alderman Herndon to adjourn Executive Session, resume regular session and appoint Alderman Tom Ptak as Mayor Pro-Tem in the absence of Mayor Grove.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

#### **APPROVAL OF BILLS**

Moved by Alderman Lavieri and seconded by Alderman Herndon that bills submitted totaling \$556,645.89 (Total Payroll \$172,531.93, Bills to be Paid \$253,077.54 Total Bills Paid \$131,036.42) be accepted, paid and placed on file. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Ptak, Reynolds, Lavieri, Herndon, Schneider

NAY: None Absent: Alderman Duncan Abstain: None

**Motion Carried 7-0** 

Moved by Alderman Reynolds and seconded by Alderman Bacidore to adjourn the meeting. <u>Voice vote</u>, all ayes. <u>Motion is carried</u>.

ADJOURNED 9:04 p.m.

Carrie L. Brown, City Clerk